

**Town of Leesburg**  
Municipal Government Center  
25 West Market Street

**Agenda**  
Town Council Meeting  
Tuesday, May 9, 2006  
7:30 p.m.  
Council Chamber

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- A. INVOCATION:** Councilmember Horne
- B. SALUTE TO THE FLAG:** Cool Spring Elementary School Odyssey of the Mind – Team A
- C. ROLL CALL:** Councilmember Zoldos and Mayor Umstattd absent
- D. MINUTES**
- a. April 10, 2006 work session  
(The minutes were approved by a 5-0-2 vote; Zoldos and Mayor Umstattd absent)
  - b. April 11, 2006 regular meeting  
(The minutes were approved by a 5-0-2 vote; Zoldos and Mayor Umstattd absent)
- E. PRESENTATIONS**
- a. Certificates of Recognition – Cool Spring Elementary School Odyssey of the Mind – Team A
  - b. Certificate of Appreciation – Blake Landscaping
  - c. Proclamation – Business Appreciation Week
  - d. Proclamation – Tourism Week
  - e. Proclamation – National Day of Prayer
  - f. Proclamation – American Cancer Society's Relay for Life
- F. PETITIONERS**  
(There were 5 general petitioners)
- G. PUBLIC HEARING**
- a. Amending Section 10-157 (Parking or Storing Inoperative Vehicles on property located within the Town) of the Town Code.

There were no speakers.

On a motion by Councilmember Horne, seconded by Councilmember Burk, the following motion was approved by a 5-0-2 vote; Zoldos and Mayor Umstattd absent:

**ORDINANCE 2006-O-8**

To amend and reordain Section 10-157 (Parking or Storing Inoperative Vehicles on Property Located Within the Town) of Article VI (Stopping, Standing and parking) of Chapter 10 (Motor Vehicles and Traffic) of the Code of the Town of Leesburg, Virginia, 1976, as amended.

- b. Amending Chapter 2 (Administration) of the Code of the Town of Leesburg, Virginia, 1976, as amended by adding a new Article XII (Commission on Public Art)

There were no speakers.

On a motion by Councilmember Kramer, seconded by Councilmember Burk, the following motion was approved by a 5-0-2 vote; Zoldos and Mayor Umstattd absent:

**ORDINANCE 2006-O-9**

Amending chapter 2 (Administration) of the Code of the Town of Leesburg, Virginia, 1976, as amended by adding a new Article XII (Commission on Public Art)

- c. TLSE-2006-0002, Dale Lumber Company permitting continued use of an outdoor storage area at 16 Cardinal Park Drive, SE.

There were no speakers.

On a motion by Councilmember Horne, seconded by Councilmember Burk, the following motion was approved by a 5-0-2 vote; Zoldos and Mayor Umstattd absent:

**RESOLUTION 2006-80**

Approving TLSE-2006-0002, Dale Lumber Company, permitting continued use of an outdoor storage area at 16 Cardinal Park Drive, SE.

- d. TLZM-2005-0004 Leesburg Sport and Health/Wolf Furniture rezoning an concept plan with proffers at 131 Fort Evans Road, NE.

There was one speaker.

The following ordinance was deferred:

**ORDINANCE**

Approving TLZM-2005-0004 Leesburg Sport and Health Club/Wolf Furniture rezoning and concept plan with proffers at 131 Fort Evans Road, NE.

**H. LEGISLATION**

ORDINANCES
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None

CONSENT AGENDA
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On a motion by Councilmember Horne, seconded by Councilmember Burk, the following consent agenda was approved by 5-0-2 vote; Zoldos and Mayor Umstattd absent:

1. **RESOLUTION 2006-81**

Accepting public improvements, releasing the performance guarantee and approving a maintenance guarantee for public improvements at Harvest Square Lots 1 & 2 Dulles Motor Cards Parking Lot.

2. **RESOLUTION 2006-82**

Approving a substitute performance guarantee for public improvements installed in Potomac Crossing Section 10.

3. **RESOLUTION 2006-83**

Approving a supplemental appropriation of \$1,500 resulting from a donation to the Community Outreach Program from Koger Management and the Heritage Square Homeowners Association.

**4. RESOLUTION 2006-84**

Awarding the Comprehensive Civil Engineering Continuing Services contract to Kimley-Horn & Associates of Herndon, Virginia; Paciulli, Simmons & Associates of Leesburg, Virginia; PBS&J; and Whitman, Requardt and Associates.

**5. RESOLUTION 2006-85**

Approving the Sycolin Road Widening Phase II Town/VDOT Administrative Agreement and Authorizing the Town Manager to execute this agreement.

**6. RESOLUTION 2006-86**

Approving the Town of Leesburg to apply to be a Preserve America Community.

**7. RESOLUTION 2006-87**

Approving the Town of Leesburg to apply for a Preserve America Matching Grant.

**8. RESOLUTION 2006-79**

Battlefield Parkway, Kincaid Boulevard to Route 7 location and design public hearing approval.

<b>REGULAR AGENDA</b>
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On a motion by Councilmember Horne, seconded by Councilmember Burk, the following motion was approved by a 5-0-2 vote; Zoldos and Mayor Umstattd absent:

**9. RESOLUTON 2006-91**

Making Appointments to the Ad Hoc SE/SW Trail Committee – Eve Weber, Sandy Sinden, Mary buckwalter, Todd Severance, Cindy Gambogi, Russ Shaw, Sandra Smallwood, Mark Newton, Adria Frie, Paul Corcoran, Cheryl Steinhice, David Dunleavy, David Butler, Peter Fulcer.

**I. BOARDS AND COMMISSIONS**

- a. Airport Commission
- b. Thomas Balch Library Commission
- c. Board of Architectural Review
- d. Cable Television Advisory Commission
- e. Economic Development Commission
- f. Environmental Advisory Commission
- g. Information Technology Commission
- h. Parks and Recreation Commission
- i. Planning Commission
- j. Tree Commission
- k. Standing Residential Traffic Committee

**J. OLD BUSINESS**

None

**K. NEW BUSINESS**

- a. On a motion by Councilmember Burk, seconded by Councilmember Kramer, the following motion was approved by a 5-0-2 vote; Zoldos and Mayor Umstattd absent:

**RESOLUTON 2006-88**

Authorizing the settlement of litigation with RR Leegate, LLC

- b. On a motion by Councilmember Horne, seconded by Councilmember Burk, the following motion was approved by a 5-0-2 vote:

**RESOLUTION 2006-89**

Authorizing a time extension for the removal of the Gatehouse Trailer on Battlefield Parkway in Edwards Landing and requiring a removal and restoration bond in the amount of \$25,000.

- c. On a motion by Councilmember Horne, seconded by Councilmember Kramer, the following motion was approved by a 6-0-1 vote; Zoldos absent:

**RESOLUTION 2006-90**

Authorizing the Town Manager to sign joint representation agreement.

**L. COUNCIL COMMENTS**

**M. MAYOR'S COMMENTS**

**N. MANAGER'S REPORT**

**O. ADJOURNMENT**

The meeting was adjourned at 10:39 pm.